

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

TYSON FRESH MEATS, INC., A
WHOLLY-OWNED SUBSIDIARY OF
TYSON FOODS, INC.

Employer

and

Case 19-RD-003873

MIGUEL ORIBIO

Petitioner

and

UNITED FOOD AND COMMERCIAL
WORKERS, LOCAL 1439, affiliated with
UNITED FOOD AND COMMERCIAL WORKERS
INTERNATIONAL UNION

Union

ORDER

The Union's Request for Review of the Regional Director's Decision and Direction of Election is granted. The case is remanded to the Regional Director for further consideration in light of *Lamons Gasket Co.*, 357 NLRB No. 72 (Aug. 26, 2011).

WILMA B. LIEBMAN,

CHAIRMAN

MARK GASTON PEARCE,

MEMBER

Member Hayes, dissenting:

For the reasons stated in my dissent in *Lamons Gasket Co.*, I would process the petition.

BRIAN E. HAYES,

MEMBER

Dated, Washington, D.C., August 26, 2011.